

**FILED**

JUN 27 2007

STATE BAR COURT CLERK'S OFFICE  
SAN FRANCISCO**STATE BAR COURT OF CALIFORNIA  
HEARING DEPARTMENT – SAN FRANCISCO**

In the Matter of

**CAROL DEBRA MARMOREK,****Member No. 213399,**

A Member of the State Bar.

**Case No. 04-O-10088(S136956)****ORDER TERMINATING RESPONDENT'S  
ACTUAL SUSPENSION AND IMPOSING  
PROBATION WITH CONDITIONS****(Rules Proc. of State Bar, rule 205)**

Respondent Carol Debra Marmorek has filed a motion to terminate her actual suspension, to which the Office of the Chief Trial Counsel of the State Bar of California does not oppose. (Rules Proc. of State Bar, rule 205.)

Since respondent has met the requirements of rule 205(c) of the Rules of Procedure and has agreed to fully comply with such probation conditions to be imposed by the court, there is a presumption in favor of granting the motion.

ACCORDINGLY, respondent's motion is hereby **GRANTED** and the actual suspension imposed by the California Supreme Court in S136956, filed December 14, 2005, will terminate, and respondent will be entitled to resume the practice of law in this state upon payment of all applicable State Bar fees and previously assessed costs.

FURTHERMORE, as a condition for terminating respondent's actual suspension, the court orders that respondent be placed on probation for one year with the following conditions:

1. During the probation period, respondent must comply with the State Bar Act and the Rules of Professional Conduct;
2. Respondent must submit written quarterly reports to the Office of Probation on each

January 10, April 10, July 10, and October 10 of the period of probation. Under penalty of perjury, respondent must state whether respondent has complied with the State Bar Act, the Rules of Professional Conduct, and all conditions of probation during the preceding calendar quarter. If the first report will cover less than 30 days, that report must be submitted on the next following quarter date, and cover the extended period.

In addition to all quarterly reports, a final report, containing the same information, is due no earlier than 20 days before the last day of the probation period and no later than the last day of the probation period;

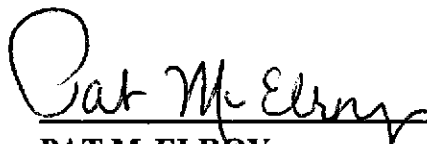
3. Subject to the assertion of applicable privileges, respondent must answer fully, promptly, and truthfully, any inquiries of the Office of Probation which are directed to respondent personally or in writing, relating to whether respondent is complying or has complied with the conditions contained herein;
4. Within 10 days of any change, respondent must report to the Membership Records Office of the State Bar, 180 Howard Street, San Francisco, California, 94105-1639, and to the Office of Probation, all changes of information, including current office address and telephone number, or if no office is maintained, the address to be used for State Bar purposes, as prescribed by Business and Professions Code section 6002.1;
5. Respondent must comply with the terms and conditions of her Participation Agreement with the State Bar of California's Lawyer Assistance program (LAP), including any subsequent modifications thereto, and report on such compliance with each quarterly report required by this order;
6. Within 30 days of service of this order, respondent must provide to the Office of Probation satisfactory proof that she has executed a Participation Agreement with LAP and a waiver authorizing LAP to notify the Office of Probation of respondent's noncompliance with said terms and conditions;
7. Within one year of the effective date of this order, respondent must provide to the

Office of Probation satisfactory proof of attendance at a session of the Ethics School, given periodically by the State Bar at either 180 Howard Street, San Francisco, California, 94105-1639, or 1149 South Hill Street, Los Angeles, California, 90015-2299, and passage of the test given at the end of that session. Arrangements to attend Ethics School must be made in advance by calling (213) 765-1287, and paying the required fee. This requirement is separate from any Minimum Continuing Legal Education Requirement (MCLE), and respondent will not receive MCLE credit for attending Ethics School. (Rules Proc. of State Bar, rule 3201);

8. The period of probation must commence on the effective date of this order; and
9. At the expiration of the period of this probation, if respondent has complied with all the terms of probation, the order of the Supreme Court suspending respondent from the practice of law for one year that is stayed, will be satisfied and that suspension will be terminated.

**IT IS ORDERED.**

Dated: June 27, 2007

  
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**PAT McELROY**  
Judge of the State Bar Court

**CERTIFICATE OF SERVICE**  
**[Rule 62(b), Rules Proc.; Code Civ. Proc., § 1013a(4)]**

I am a Case Administrator of the State Bar Court of California. I am over the age of eighteen and not a party to the within proceeding. Pursuant to standard court practice, in the City and County of San Francisco, on June 27, 2007, I deposited a true copy of the following document(s):

**ORDER TERMINATING RESPONDENT'S ACTUAL SUSPENSION AND  
IMPOSING PROBATION WITH CONDITIONS**

in a sealed envelope for collection and mailing on that date as follows:

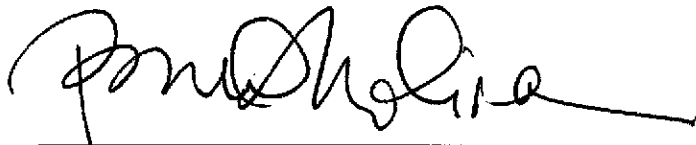
- ☒ by first-class mail, with postage thereon fully prepaid, through the United States Postal Service at San Francisco, California, addressed as follows:

**CAROL D. MARMOREK  
PO BOX 320832  
LOS GATOS, CA 95032**

- ☒ by interoffice mail through a facility regularly maintained by the State Bar of California addressed as follows:

**CYDNEY BATCHELOR, Enforcement, San Francisco**

I hereby certify that the foregoing is true and correct. Executed in San Francisco, California, on **June 27, 2007.**



**Bernadette C. O. Molina**  
Case Administrator  
State Bar Court